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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/633,804	10/633,804 08/04/2003 Michael C. Robinson		200207438-1	7237
	7590 12/07/20 PACKARD COMPANY	Y ROAD	EXAMINER	
	00, 3404 E. HARMON AL PROPERTY ADM		KIM, PAUL	
	NS, CO 80527-2400	INISTRATION	ART UNIT	PAPER NUMBER
			2161	
			NOTIFICATION DATE	DELIVERY MODE
			12/07/2007	ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

JERRY.SHORMA@HP.COM mkraft@hp.com ipa.mail@hp.com

Advisory Action

Application No.	Applicant(s)	
10/633,804	ROBINSON ET AL.	
Examiner	Art Unit	-
Paul Kim	2161	

Advisory Action	10/033,004	RODINGON ET AL.				
Before the Filing of an Appeal Brief	Examiner	Art Unit				
	Paul Kim	2161				
The MAILING DATE of this communication appe	ars on the cover sheet with the c	orrespondence add	ress			
••	•					
E REPLY FILED 13 November 2007 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. ☑ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:						
 a)		in the final rejection, wh	ichever is later. In			
no event, however, will the statutory period for reply expire la Examiner Note: If box 1 is checked, check either box (a) or TWO MONTHS OF THE FINAL REJECTION. See MPEP 7	ater than SIX MONTHS from the mailin (b). ONLY CHECK BOX (b) WHEN THE 06.07(f).	g date of the final rejecti E FIRST REPLY WAS F	on. ILED WITHIN			
Extensions of time may be obtained under 37 CFR 1.136(a). The date nave been filed is the date for purposes of determining the period of exunder 37 CFR 1.17(a) is calculated from: (1) the expiration date of the set forth in (b) above, if checked. Any reply received by the Office later may reduce any earned patent term adjustment. See 37 CFR 1.704(b) NOTICE OF APPEAL	tension and the corresponding amount shortened statutory period for reply orig r than three months after the mailing da	of the fee. The appropri inally set in the final Offi	ate extension fee ce action; or (2) as			
 The Notice of Appeal was filed on A brief in comp filing the Notice of Appeal (37 CFR 41.37(a)), or any exte a Notice of Appeal has been filed, any reply must be filed 	nsion thereof (37 CFR 41.37(e)), to	avoid dismissal of th	ns of the date of ne appeal. Since			
AMENDMENTS						
The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will <u>not</u> be entered because (a) They raise new issues that would require further consideration and/or search (see NOTE below); (b) They raise the issue of new matter (see NOTE below); (c) They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for						
appeal; and/or (d) They present additional claims without canceling a						
NOTE: (See 37 CFR 1.116 and 41.33(a)).						
4. The amendments are not in compliance with 37 CFR 1.1	21. See attached Notice of Non-Co	empliant Amendment	(PTOL-324).			
Applicant's reply has overcome the following rejection(s)	:					
 Newly proposed or amended claim(s) would be a non-allowable claim(s). 						
7. For purposes of appeal, the proposed amendment(s): a) how the new or amended claims would be rejected is pro The status of the claim(s) is (or will be) as follows: Claim(s) allowed: Claim(s) objected to:	☐ will not be entered, or b) ☐ wivided below or appended.	ill be entered and an e	explanation of			
Claim(s) rejected:						
Claim(s) withdrawn from consideration:						
AFFIDAVIT OR OTHER EVIDENCE 8. ☐ The affidavit or other evidence filed after a final action, be because applicant failed to provide a showing of good an was not earlier presented. See 37 CFR 1.116(e).	d sufficient reasons why the affida	vit or other evidence i	s necessary and			
 The affidavit or other evidence filed after the date of filing entered because the affidavit or other evidence failed to showing a good and sufficient reasons why it is necessar 	overcome <u>all</u> rejections under appery and was not earlier presented. S	eal and/or appellant fa See 37 CFR 41.33(d)(ils to provide a 1).			
10. ☐ The affidavit or other evidence is entered. An explanation REQUEST FOR RECONSIDERATION/OTHER						
 The request for reconsideration has been considered by See Continuation Sheet. 		in condition for allowa	nce because:			
12. Note the attached Information Disclosure Statement(s). (PTO/SB/08) Paper No(s).						
13. Other:	SUPERVISORY F	MORIZ PATENT EXAMINER	1			

Continuation of 11. does NOT place the application in condition for allowance because: Applicant's arguments filed 15 November 2007 have been fully considered but they are not persuasive.

Applicant asserts the argument that the prior art references fail to disclose a method wherein "the agent is distinct from the restricted intermediate datbase and the database of interest." See Amendment, page 11. The Examiner respectfully disagrees in that the management table 20 and manage section 22 of Tsuchiya reference are distinct from the agent. It is noted that while the management table 20 and table managing section 22 are both part of the object manage section 19, which is part of the control processing section 17 of the SNMP agent, the agent software for receiving data from the management application remains distinct and separate from the management tabel. While both the restricted intermediate database and the agent software for collecting data from the restricted intermediate database may be held in the SNMP agent, it is noted that the present assertion does not preclude said entities from being separate and distinct. Furthermore, Applicant's drawings of the application discloses data transfers between the agent and the database of interest and restricted intermediate database, the drawings fail to disclose that the database of interest and restricted intermediate database are stored on a separate and distinct network device from the agent monitoring software for the second network device.

Accordingly, for the reasons stated above, the rejections under 35 U.S.C. 103 are sustained .